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13 **UNITED STATES DISTRICT COURT**
14 **NORTHERN DISTRICT OF CALIFORNIA**
15 **OAKLAND DIVISION**

17 HYPERMEDIA NAVIGATION LLC,
18 Plaintiff,
19 v.
20 GOOGLE LLC,
21 Defendant.

Case No. 4:18-cv-06137-HSG

**STIPULATION AND ~~PROPOSED~~
ORDER TO EXTEND DEADLINES
FOR PATENT L.R. 3-8 DAMAGES
CONTENTIONS AND 3-9
RESPONSIVE DAMAGES
CONTENTIONS**

23 Under the Scheduling Order as amended (ECF Nos. 42 and 46), Plaintiff Hypermedia
24 Navigation LLC ("Hypermedia") was required to serve its Patent L.R. 3-8 Damages Contentions
25 on or before April 29, 2019, and Defendant Google LLC ("Google") is required to serve its Patent
26 L.R. 3-9 Responsive Damages Contentions on or before June 19, 2019.

27
28 STIPULATION AND ~~PROPOSED~~ ORDER
TO EXTEND DEADLINES
NO. 4:18-CV-06137-HSG

1 Pursuant to Civil L.R. 6-2 and 7-12, the parties have agreed to jointly request a retroactive
2 two-week extension of the deadline for Hypermedia's Patent L.R. 3-8 Damages Contentions to
3 **May 13, 2019**, and a three-week extension of the deadline for Google's Patent L.R. 3-9 Responsive
4 Damages Contentions to **July 10, 2019**.

5 The parties make this request for extension because of a misunderstanding on the part of
6 Hypermedia about whether the Scheduling Order deadline for its Patent L.R. 3-8 Damages
7 Contentions still applied in light of a February 28, 2019 Order extending by two weeks the deadline
8 for Defendant's Invalidity Contentions And Accompanying Document Production Under Patent
9 Local Rules 3-3 And 3-4 (ECF No. 46). Based on this misunderstanding, Hypermedia did not serve
10 its Damages Contentions until May 13, 2019, two weeks after the Scheduling Order's April 29,
11 2019 deadline.

12 Because of the delay in Hypermedia's service of its Damages Contentions, the parties
13 jointly request that Google be given additional time to serve its Responsive Damages Contentions.
14 Specifically, the parties request that Google be given a three-week extension (to avoid the July 4
15 holiday) to July 10, 2019.

16 There have been no previous requests for extensions with respect to the deadlines for
17 Hypermedia's Damages Contentions or Google's Responsive Damages Contentions, and the
18 requested extensions would not alter the schedule for the rest of the case or any additional deadlines
19 in the case schedule.

20 The parties therefore respectfully request that the Court modify the schedule to change the
21 deadline for Hypermedia to serve its Patent L.R. 3-8 Damages Contentions to **May 13, 2019**, and
22 change the deadline for Google to serve its Patent L.R. 3-9 Responsive Damages Contentions to
23 **July 10, 2019**.

1
2 Dated: May 16, 2019

Respectfully submitted,
NI, WANG & MASSAND, PLLC

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4 By: /s/ Hao Ni
Hao Ni

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6 Attorney for Plaintiff
HYPERMEDIA NAVIGATION LLC

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8 Dated: May 16, 2019

O'MELVENY & MYERS LLP

9
10 /s/ Mark Liang
Mark Liang

11
12 Attorneys for Defendant
GOOGLE LLC

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15 **FILER'S ATTESTATION**

16 Pursuant to Civil L.R. 5-1(i)(3), regarding signatures, I, Mark Liang, attest that
17 concurrence in the filing of this document has been obtained.


18 Dated: May 16, 2019

/s/ Mark Liang
Mark Liang

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 5/17/2019


The Honorable Haywood S. Gilliam, Jr.
United States District Judge